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Date: May 17, 2005

**CONFIDENTIALITY NOTE**

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**From: Lee Van Pelt**  
**Re: Communication**  
**Our File: INT1P917**  
**Application No.: 09/169,839**  
**No. Pages: 7 total**

**To: Examiner Edwin C. Holloway, III**  
**Company: United States Patent & Trademark Office**  
**FAX #: 703-872-9306**

**MESSAGE:**

Please review the attached communication regarding the above mentioned application number.

Regards,  
Lee Van Pelt

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re the application of:

HINDUS et al.

Application No. 09/169,839

Filed: October 9, 1998

For: METHOD AND APPARATUS FOR SENDING  
PRESENCE MESSAGES

Examiner: Holloway III, Edwin C.

Attorney Docket No. INT1P917

Art Unit: 2635

May 17, 2005

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MAY 17 2005

CERTIFICATE OF FACSIMILEI hereby certify that this correspondence is being transmitted by  
facsimile to the Patent and Trademark Office on  
May 17, 2005.

Signed: \_\_\_\_\_

Veronica Pula

COMMUNICATIONEdwin C. Holloway, III  
Examiner  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Edwin:

On April 12, 1999, an Information Disclosure Statement was filed with PTO Form 1449. This was received and acknowledged by the USPTO on April 15, 1999, as indicated by the return postcard received April 23, 1999. To date, we have not received an initialed 1449 form accepting the references provided. In the meantime, our office has received a Notice of Allowance. Attached is a copy of all the documents that were originally filed on April 12, 1999. Please review the references provided and respond.

Respectfully submitted,

Lee Van Pelt

Registration No. 38,352  
Direct Line 408-973-2590VAN PELT, YI & JAMES LLP  
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408-973-2585

Attorney Docket No. INT1P917

## PATENT POSTCARD

Docket No. INT1P019 Appln. No.: 09/169,839 Date: 4/12/99  
By: JW/jac Filing Date: 10/9/98 Express Mail No.:  
Inventor(s): Debby HINDUS et al.  
Title: METHOD AND APPARATUS FOR SENDING PRESENCE MESSAGES

The following has been received in the U.S. Patent & Trademark Office on the date stamped below:

- X Information Disclosure Statement
- X PTO Form 1449
- X PCT International Search Report
- X 5 cited references



REC'D APR 23 1999

AP  
4/23/99

PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 17 2005

In re the application of:

Debby HINDUS et al.

Application No. 09/169,839

Filed: October 9, 1998

For: METHOD AND APPARATUS FOR  
SENDING PRESENCE MESSAGES

Group Art Unit: 2731

Examiner: Unassigned

Attny Docket No. INT1P019

Date: April 12, 1999.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on April 12, 1999.

Signed:

Julie A. Curtis

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

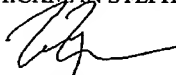
The reference listed in the attached PTO Form 1449, a copy of which is attached, was cited in an International Search Report in a corresponding international application. A copy of the International Search Report is attached for the Examiner's review. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§ 1.56 and 1.97. Applicants respectfully request that the Examiner consider these references and acknowledge such consideration by initialing the attached PTO Form 1449 at the appropriate locations.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

Application No. 09/169,839

This Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. In the event it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-0384 (Order No INT1P019).

Respectfully submitted,  
HICKMAN STEPHENS & COLEMAN, LLP



Jerry Wei  
Reg. No. 43,247

P.O. Box 52037  
Palo Alto, CA 94303-0746  
Telephone: (650) 470-7430

<b>Form 1449 (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  (Use Several Sheets if Necessary)	Atty. Docket No.	Application No.:
	INT1P019	09/169,839
	Applicant:	
	Debby HINDUS et al.	
Filing Date:	Group Art Unit:	
October 9, 1998	2731	

## U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	4,780,883	10/1988	O'Connor et al.	375	7	6/26/86
	B	4,882,726	11/1989	Lang et al.	370	24	11/23/87
	C	4,893,305	1/1990	Fernandez et al.	370	84	3/31/88
	D	5,231,649	7/1993	Duncanson	375	38	8/8/91
	E	5,790,138	8/1998	Hsu	345	512	1/16/96
	F						
	G						
	H						
	I						
	J						
	K						

## Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub-class	Translation	
	L						Yes	No
	M							
	N							
	O							
	P							

## Other Documents

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	R	
	S	
	T	
Examiner		Date Considered

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.